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No. 00-50850  
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1:00 cv 278 JN

JARO JONES

Plaintiff - Appellee

v.

UNITED STATES GOLF ASSOCIATION, INC

Defendant - Appellant

FILED

JUL 20 2001

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature]  
DEPUTY CLERK

ENTRY OF DISMISSAL

Pursuant to the stipulation of the parties this appeal is  
dismissed this 17th day of July, 2001, see FED.R.APP.P. 42(b).

CHARLES R. FULBRUGE III  
Clerk of the United States Court  
of Appeals for the Fifth Circuit

By: [Signature]  
Debbie Kranz, Deputy Clerk  
FOR THE COURT - BY DIRECTION

DIS-4

A true copy  
Test:  
Clerk, U. S. Court of Appeals, Fifth Circuit  
By [Signature]  
Deputy  
New Orleans, Louisiana JUL 17 2001

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No. 00-50850

U.S. COURT OF APPEALS

**FILED**

JUL 13 2001

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUITCHARLES H. FULBRIGHT III  
CLERK

JARO JONES,	§	On Appeal from the United States
	§	District Court for the Western
Plaintiff-Appellee,	§	District Court of Texas, Austin
	§	
v.	§	No. A-00-CV-278-JN
	§	
UNITED STATES GOLF ASSOCIATION,	§	Honorable James R. Nowlin,
	§	Judge Presiding
Defendant-Appellant	§	

## STIPULATION OF DISMISSAL OF APPEAL

Pursuant to Federal Rule of Appellate Procedure 42(b), appellant the United States Golf Association ("USGA"), and appellee JaRo Jones ("Jones"), hereby submit the following Stipulation of Dismissal of Appeal and state as follows:

1. On November 1, 2000, this Court entered an Order granting the agreed motion of the parties to reset the briefing schedule. That Order requires the USGA to file its brief as appellant no later than 40 days after the Supreme Court of the United States issued its ruling in *PGA Tour, Inc. v. Martin* (No. 00-24).
2. On May 29, 2001, the Supreme Court issued its ruling in *Martin*. Accordingly, the USGA's brief is due on July 9, 2001.
3. In light of the Supreme Court's ruling in *Martin*, the USGA no longer desires to prosecute this appeal.
4. The USGA has advised counsel for Jones of the decision to seek dismissal of this appeal under Fed. R. App. P. 42(b). Jones agrees to the dismissal of the appeal.

5. In view of the fact that no briefs have been filed in this appeal, the parties agree to bear their own costs.

WHEREFORE, the USGA and Jones hereby stipulate to the dismissal of this appeal and respectfully request that the Court enter an Order dismissing the appeal, with each party to bear its own costs on appeal.

July 11, 2001

Respectfully submitted,



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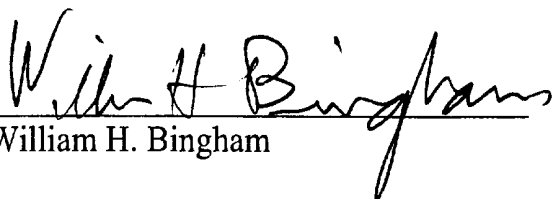
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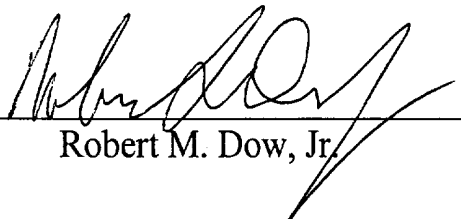
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By:   
William H. Bingham

*Counsel for Plaintiff-Appellee JaRo Jones*

**CERTIFICATE OF SERVICE**

The undersigned, an attorney, hereby certifies that he caused a copy of the foregoing **STIPULATION OF DISMISSAL OF APPEAL** to be served on the persons listed on the attached service list by depositing said copy in the United States Mail at 190 South LaSalle Street, Chicago, Illinois, First Class postage prepaid, on the 11th day of July, 2001.

  
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Robert M. Dow, Jr.

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